

TFW 3622

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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: July 13, 2006 Name: Tadashi Horie (Reg. No. 40,437) Signature: Tadashi Horie

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: **Tatsuji NAGAOKA
Kazuo NOMURA
Yutaka HIRUMA**

Appln. No.: **10/089,996**

Filed: **April 5, 2002**

For: **BROADCASTING UTILIZING METHOD,
RECEIVER, MOBILE TERMINAL AND
SERVICE PROVIDING DEVICE**

Attorney Docket No: **9683/112**

Examiner: **YOUNG, John L.**
Art Unit: **3622**

Mail Stop IDS
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Transmittal (in duplicate); Supplemental Information Disclosure Statement ; Form PTO-1449; Cited References (B1-B5); Japanese Office Action and the English Translation (B6)
- ☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ Check of \$_____ is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

July 13, 2006
Date

Tadashi Horie
Tadashi Horie (Reg. No. 40,437)



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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(c), Applicant hereby cites the following references:

Foreign Patent Documents

No.	Date of Publication	Patentee/Applicant/Assignee
JP2000-196547	Jul. 14, 2000	JPO
JP2000-69381	Mar. 3, 2000	JPO
JP H09-511373	Nov. 11, 1997	JPO
WO 95/32563	Nov. 30, 1995	WIPO

Other Art

EC Study Group, "i-mode business no subete," ASA publishing company, August 14, 2002, 1 st Edition, pp. 104-107
Japanese Office Action mailed April 18, 2006

Applicant is enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2). References B1-B3 and B5 were cited in an Office Action issued in the counterpart Japanese application. A copy of the Japanese Office Action and its English translation are

attached to this Statement as Reference B6. References B1-B3 and B5 are in Japanese. For each of References B1 and B2, Applicant is submitting an English translation. For Reference B3, Applicant is submitting Reference B4, which is the International Publication of Reference B3. For B5, Applicant is submitting a partial translation thereof.


Applicant respectfully requests the Examiner's consideration of the above references and entry thereof into the record of this application.

By submitting this Statement, Applicant is attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

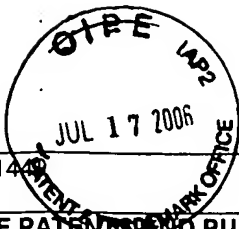
As noted on the first page of the Japanese Office Action, the Action was mailed April 18, 2006. Applicant certifies under 37 C.F.R. §1.97(e)(1) that each item of information in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement. Accordingly, Applicant has calculated no fee to be due in connection with the filing of this Statement. However, the Director is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

Dated: July 13, 2006


Tadashi Horie
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Attorney for Applicant(s)

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FORM PTO-1449	SERIAL NO. 10/089,996	CASE NO. 9683/112
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE April 5, 2002	GROUP ART UNIT 3622
(use several sheets if necessary)		APPLICANT(S): Tatsuji Nagaoka et al.

REFERENCE DESIGNATION U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	B1 JP2000-196547	7/14/2000	JPO		Yes
	B2 JP2000-69381	3/3/2000	JPO		Yes
	B3 JP H09-511373	11/11/1997	JPO		WO95/32563
	B4 WO 95/32563	11/30/1995	WIPO		

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS <small>(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.)</small>	
	B5	EC Study Group, "i-mode business no subete," ASA publishing company, August 14, 2002, 1 st Edition, pp. 104-107
	B6	Japanese Office Action mailed April 18, 2006

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.